

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

<b>UNITED STATES OF AMERICA,</b>	)	No. _____
	)	
Plaintiff,	)	<b>18 U.S.C. § 1344</b>
	)	(Bank Fraud)
v.	)	
	)	NMT Thirty Years Imprisonment
<b>DONALD B. DAWSON,</b>	)	NMT \$1,000,000 Fine
[DOB: 03/14/1960],	)	NMT Five Years Supervised Release
	)	Class B Felony
Defendant.	)	
	)	\$100 Special Assessment
	)	
	)	Restitution May Be Ordered

**INDICTMENT**

THE GRAND JURY CHARGES THAT:

**Introduction**

At all times material herein:

1. Defendant DONALD B. DAWSON was employed as the Director of National Electrical Contractors Association (NECA) from 1992 until July of 2004. As director of NECA, DONALD B. DAWSON was also given organizational responsibilities of the Alliance of Professional Specialty Contractors (APSC), including managing the sole APSC bank account.
2. APSC maintained its checking account at U.S. Bank, Kansas City, Missouri (previously Firststar Bank). At all times material to this information, the financial institution of U.S. Bank was FDIC insured by the United States Government. The name of the APSC account at U.S. Bank was Alliance of Professional Specialty Contractors, and the account number was 101000187.

3. The five-member APSC board of directors met regularly to discuss various issues including how to disburse APSC funds. Disbursements from the APSC bank account were discussed and approved by the APSC board.

4. DONALD B. DAWSON was not on the APSC board and was not a signatory on the APSC account. At all times material to this Information, the then president of APSC, William Heck, had signatory authority on the APSC account.

5. DONALD B. DAWSON's duties as the manager of the APSC bank account were to reconcile the account; to prepare and present a financial report regarding the APSC account at the APSC board meetings; to write and mail the approved checks on behalf of the APSC board; and to complete the APSC board meeting minutes. DONALD B. DAWSON was not entitled to any compensation from the APSC for his duties as manager of the account.

#### **Purpose of the Scheme and Artifice**

6. Between on or about March 25, 2002, and continuing through on or about January 13, 2004, in the Western District of Missouri, and elsewhere, defendant DONALD B. DAWSON knowingly executed and attempted to execute a scheme and artifice and to obtain money, funds, and credits and other property that was under the custody and control of the U.S. Bank, Kansas City, Missouri, by means of material false and fraudulent pretenses, representations, and promises.

7. It was a part of the scheme that defendant DONALD B. DAWSON, wrote approximately 71 unauthorized checks, totaling \$95,721.56, drawn on the APSC account made payable to "Donald B. Dawson", without the approval or knowledge of the APSC board of directors. The 71 unauthorized checks issued to DONALD B. DAWSON are as follows:

	CHECK NO.	DATE OF CHECK	CHECK CLEAR DATE	AMOUNT
1	1179	03/25/02	03/27/02	\$ 2,654.63
2	1180	04/03/02	04/04/02	\$ 3,142.34
3	1183	05/09/02	05/14/02	\$ 3,314.24
4	1189	05/29/02	05/30/02	\$ 2,982.32
5	1190	06/10/02	06/11/02	\$ 463.09
6	1191	06/10/02	06/11/02	\$ 347.32
7	1192	07/03/02	07/08/02	\$ 1,406.12
8	1193	07/03/02	07/08/02	\$ 2,302.15
9	1194	07/08/02	07/10/02	\$ 942.33
10	1195	07/08/02	07/10/02	\$ 542.65
11	1196	07/16/02	07/17/02	\$ 1,214.91
12	1201	07/22/02	07/24/02	\$ 986.27
13	1202	08/07/02	08/08/02	\$ 917.43
14	1203	08/07/02	08/08/02	\$ 812.54
15	1205	08/21/02	08/23/02	\$ 3,214.18
16	1206	09/09/02	09/10/02	\$ 3,456.12
17	1210	10/02/02	10/04/02	\$ 2,687.19
18	1211	10/18/02	10/21/02	\$ 1,613.76
19	1212	10/25/02	10/29/02	\$ 1,823.78
20	1213	11/06/02	11/08/02	\$ 2,103.43
21	1222	11/20/02	11/22/02	\$ 2,823.96
22	1223	12/15/02	12/23/02	\$ 842.35
23	1224	12/19/02	12/23/02	\$ 798.12
24	1229	03/19/03	03/21/03	\$ 1,302.14
25	1230	03/18/03	03/21/13	\$ 942.18

	CHECK NO.	DATE OF CHECK	CHECK CLEAR DATE	AMOUNT
26	1231	03/28/03	04/02/03	\$ 1,483.56
27	1232	03/28/03	04/01/03	\$ 1,560.23
28	1233	03/28/03	04/08/03	\$ 952.30
29	1234	03/31/03	04/03/03	\$ 1,398.20
30	1235	03/31/03	04/03/03	\$ 1,845.34
31	1236	04/08/03	04/09/03	\$ 948.36
32	1237	04/07/03	04/09/03	\$ 910.23
33	1238	04/11/03	04/15/03	\$ 912.76
34	1239	04/10/03	04/15/03	\$ 921.87
35	1240	04/14/03	04/15/03	\$ 716.32
36	1243	04/18/03	04/21/03	\$ 859.23
37	1244	04/22/03	04/29/03	\$ 857.45
38	1246	04/22/03	04/25/03	\$ 1,236.05
39	1248	04/23/03	04/29/03	\$ 1,345.19
40	1249	04/23/03	04/29/03	\$ 1,358.23
41	1251	04/25/03	04/29/03	\$ 1,807.23
42	1254	04/25/03	04/29/03	\$ 1,103.76
43	1253	04/25/03	05/01/03	\$ 1,765.34
44	1252	04/25/03	05/03/03	\$ 1,932.56
45	1256	05/05/03	05/08/03	\$ 1,430.34
46	1257	05/05/03	05/08/03	\$ 1,543.65
47	1258	05/06/03	05/09/03	\$ 1,423.98
48	1266	05/27/03	06/02/03	\$ 1,546.20
49	1271	06/30/03	07/08/03	\$ 1,235.98
50	1272	06/30/03	07/11/03	\$ 1,154.34

	CHECK NO.	DATE OF CHECK	CHECK CLEAR DATE	AMOUNT
51	1277	08/19/03	08/21/03	\$ 953.24
52	1274	08/25/03	09/04/03	\$ 859.76
53	1275	08/22/03	09/02/03	\$ 976.34
54	1279	09/11/03	09/16/03	\$ 842.03
55	1280	09/12/03	09/16/03	\$ 754.90
56	1283	09/19/03	09/23/03	\$ 876.43
57	1284	09/25/03	09/29/03	\$ 1,234.76
58	1285	09/24/03	09/29/03	\$ 1,198.32
59	1286	09/26/03	10/01/03	\$ 987.21
60	1288	10/16/03	11/04/03	\$ 1,083.24
61	1294	11/03/03	11/06/03	\$ 1,203.67
62	1295	11/04/03	11/12/03	\$ 1,125.35
63	1296	11/06/03	11/12/03	\$ 956.23
64	1304	12/19/03	12/23/03	\$ 896.23
65	1305	12/19/03	12/23/03	\$ 945.34
66	1306	12/22/03	12/24/03	\$ 825.63
67	1307	12/29/03	01/02/04	\$ 610.55
68	1308	12/30/03	01/06/04	\$ 875.90
69	1309	12/31/03	01/06/04	\$ 910.54
70	1310	12/31/03	01/06/04	\$ 752.32
71	1312	01/12/04	01/13/04	\$ 987.23
<b>TOTAL</b>				<b>\$ 95,721.56</b>

8. It was further a part of the scheme that defendant DONALD B. DAWSON, who did not have signatory authority on the APSC account, forged the signature of the APSC

president, William Heck, who did have signatory authority on the APSC account, on each of these 71 checks.

9. It was further a part of the scheme that, DONALD B. DAWSON deposited the funds from the 71 checks into his personal checking accounts at UMB Bank and Community Federal Bank.

10. It was further a part of the scheme that defendant DONALD B. DAWSON covered his fraud against APSC and U.S. Bank by creating false Excel financial reports, for the APSC board to review, that did not disclose the disbursement of the unauthorized checks DONALD B. DAWSON wrote to himself.

11. It was further a part of the scheme that defendant DONALD B. DAWSON covered his fraud against APSC and U.S. Bank by fraudulently causing funds to be transferred into the APSC bank account from an account belonging to the Labor Management Cooperative Committee (LMCC).

12. As a result of the scheme, defendant DONALD B. DAWSON fraudulently caused U.S. Bank to disburse \$95,721.56 of APSC funds to checking accounts held by DONALD B. DAWSON at UMB Bank and Community Federal Bank.

**COUNT ONE**  
(Bank Fraud)

The Government realleges and incorporates by reference, the allegations in paragraphs one (1) through twelve (12) of this Information.

On or about January 12, 2004, in the Western District of Missouri, and elsewhere, defendant DONALD B. DAWSON knowingly executed and attempted to execute a scheme to

defraud and to obtain money and funds under the custody and control of a federally-insured financial institution, that is the U.S. Bank, Kansas City, Missouri, whose accounts were and are insured by the Federal Deposit Insurance Corporation, by means of material false and fraudulent pretenses, representations and promises, by drafting a check without proper authorization or approval for his personal benefit and forging the signature thereon, that is, defendant wrote check number 1312 on the U.S. Bank account of APSC, dated January 12, 2004, in the amount of \$987.23, payable to “Donald B. Dawson”, and forging the signature of William Heck, thereby by causing U.S. Bank to disburse funds to the bank account of DONALD B. DAWSON.

All in violation of Title 18, United States Code, Section 1344.

A TRUE BILL.

5/6/08

DATE

/s/ Russell Burditt AS

FOREPERSON OF THE GRAND JURY

/s/ Roseann A. Ketchmark

Roseann A. Ketchmark

Assistant United States Attorney